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BEFORE THE ARIZONA CORPORATION COMMISSION

2010 MAY 21 P 4:15

COMMISSIONERS

KRISTIN K. MAYES, Chairman  
GARY PIERCE  
PAUL NEWMAN  
SANDRA D. KENNEDY  
BOB STUMP

AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

**DOCKETED**

MAY 21 2010

DOCKETED BY

*mm*

**JOINT NOTICE AND APPLICATION OF QWEST CORPORATION, QWEST COMMUNICATIONS COMPANY, LLC, QWEST LD CORP., EMBARQ COMMUNICATIONS, INC. D/B/A CENTURY LINK COMMUNICATIONS, EMBARQ PAYPHONE SERVICES, INC. D/B/A CENTURYLINK, AND CENTURYTEL SOLUTIONS, LLC, FOR APPROVAL OF THE PROPOSED MERGER OF THEIR PARENT CORPORATIONS QWEST COMMUNICATIONS INTERNATIONAL INC. AND CENTURYTEL, INC.**

DOCKET NOS.: T-01051B-10-0194  
T-03902A-10-0194  
T-02811B-10-0194  
T-20443A-10-0194  
T-04190A-10-0194  
T-03555A-10-0194

**MOTION TO PERMIT KEVIN K. ZARLING TO APPEAR *PRO HAC VICE***

Pursuant to Rules 33(c) and 38(a) of the Rules of the Supreme Court of Arizona, Jeffrey W. Crockett (Arizona State Bar No. 012672), who is counsel of record in this matter for the Arizona telephone operating subsidiaries of CenturyTel, Inc., Embarq Communications, Inc., d/b/a CenturyLink Communications, Embarq Payphone Services, Inc., d/b/a CenturyLink, and CenturyTel Solutions, LLC, (collectively "CenturyLink") hereby moves for the admission of Kevin K. Zarling, Senior Counsel for CenturyLink, to appear *pro hac vice* in the above-captioned matter. This motion is supported by (1) Mr. Zarling's original verified Application for Appearance *Pro Hac Vice*; (2) an original copy of Mr. Zarling's Certificate of Good Standing issued by the State Bar of the State of

Snell & Wilmer

LLP  
LAW OFFICES  
One Arizona Center, 400 E. Van Buren  
Phoenix, Arizona 85004-2202  
(602) 382-6000



1 Texas; and (3) the Arizona State Bar's Notice of Receipt of Complete Application, all of  
2 which are attached hereto as Attachment 1.

3 Mr. Zarling is a member in good standing currently eligible to practice law in the  
4 State of Texas before the Texas Supreme Court and the Texas State Courts. Mr. Zarling  
5 is not currently suspended or disbarred in any court. Further, Mr. Zarling will associate  
6 himself for purposes of this docket with the law firm of Snell & Wilmer, One Arizona  
7 Center, Phoenix, Arizona 85004, and specifically Jeffrey W. Crockett, who is the  
8 designated member of the State Bar of Arizona with whom the Commission and  
9 opposing counsel may communicate regarding this docket and upon whom papers shall  
10 be served unless otherwise ordered by the Arizona Corporation Commission. By signing  
11 this motion, counsel undersigned hereby accepts the responsibilities detailed in Rule  
12 38(a)(2) of the Rules of the Supreme Court of Arizona.

13 For the convenience of the Commission, counsel undersigned has attached as  
14 Attachment 2 a form of order granting this motion.

15 RESPECTFULLY SUBMITTED this 21st day of May, 2010.

16 SNELL & WILMER

17  
18   
19 Jeffrey W. Crockett  
20 Bradley Carroll  
21 One Arizona Center  
22 Phoenix, Arizona 85004-2202  
23 Attorneys for CenturyLink  
24  
25  
26



1 ORIGINAL and thirteen (13) copies  
2 of the foregoing filed this 21st day of  
3 May, 2010, with:

4 Docket Control  
5 ARIZONA CORPORATION COMMISSION  
6 1200 West Washington Street  
7 Phoenix, Arizona 85007

8 A COPY of the foregoing hand-delivered  
9 or mailed this 21st day of May, 2010, to:

10 Lyn Farmer, Chief Administrative Law Judge  
11 Hearing Division  
12 ARIZONA CORPORATION COMMISSION  
13 1200 West Washington Street  
14 Phoenix, Arizona 85007

15 Janice Alward, Chief Counsel  
16 Legal Division  
17 ARIZONA CORPORATION COMMISSION  
18 1200 West Washington Street  
19 Phoenix, Arizona 85007

20 Steve Olea, Director  
21 Utilities Division  
22 ARIZONA CORPORATION COMMISSION  
23 1200 West Washington Street  
24 Phoenix, Arizona 85007

25 Norman G. Curtright, Associate General Counsel  
26 QWEST COMMUNICATIONS INTERNATIONAL INC.  
20 E. Thomas Road, 16th Floor  
Phoenix Arizona 85012

  
11536510.1



# **ATTACHMENT 1**



Arizona Corporation Commission

Joint Notice and Application of Qwest  
Corporation,  
Plaintiff

v.

Defendant.

CASE #

SBA App #1005511

**NOTICE OF RECEIPT OF COMPLETE  
APPLICATION**

NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has received the  
verified application and fee from Kevin Zarling.

In addition to this application, applicant has made the following applications to appear pro  
hac vice, pursuant to Rule38 (a), within the previous three (3) years:

Title of Matter	Court/Agency	Date	Granted?
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Exhibit A, the original verified application and Exhibit B, the original Certificate(s) of Good  
Standing are attached hereto.

DATED this 17<sup>th</sup> day of May 2010

  
John Billings  
Resource Center  
State Bar of Arizona

Original Mailed on this 17<sup>th</sup> day of May 2010 to:

Jeffrey W Crockett  
Snell & Wilmer LLP  
400 E Van Buren  
One Arizona Center  
Phoenix, AZ 85004-2202



# **EXHIBIT A**





For Official Use Only

App# 1005511

Bar Number# P175060

Attn: Pro Hac Vice Dept  
PO Box 53099  
Phoenix, AZ 85072-3099  
Phone: 602-340-7239

### Application for Appearance Pro Hac Vice

#### PART I: Applicant Information

Name of Applicant: Kevin K. Zarling

Firm/Company Name: CenturyTel, Inc. (to be named CenturyLink, pending shareholder approval on May 20, 2010)

Office Address: 400 W. 15<sup>th</sup> St, Suite 315, Austin, TX 78701

Telephone: (512) 867-1075 Fax: (512) 472-8362 Email Address: Kevin.K.Zarling@CenturyLink.com

Residence Address: 5701 Hero Drive, Austin, TX 78735

Title of cause or case where applicant seeks to appear: Joint Notice and Application of Qwest Corporation, Qwest Communications Company, LLC, Qwest LD Corp, Embarq Communications Inc. D/B/A CenturyLink Communications, Embarq Payphone Services Inc. D/B/A CenturyLink, and CenturyLink Solutions, LLC for Approval of the Proposed Merger of their Parent Corporations Qwest Communications International Inc. and CenturyTel, Inc.

Docket Number: \_\_\_\_\_

Court, Board, or Administrative Agency: Arizona Corporation Commission

Party on whose behalf applicant seeks to appear: Embarq Communications Inc. D/B/A CenturyLink Communications, Embarq Payphone Services Inc. D/B/A CenturyLink, and CenturyLink Solutions, LLC

#### Pursuant to Arizona Supreme Court Rule 38(i)(3), the applicant shall complete the information below:

Courts to Which Applicant Has Been Admitted:

*(Attach additional pages if needed)*

Texas Supreme Court - - Texas State Courts

Date of Admission:

May 4, 1990

Bar Number:

22249300

☒ Applicant is a member in good standing in such courts.

☒ Applicant is not currently disbarred or suspended in any court.

Applicant ☐ is / ☒ is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law.

In the preceding three (3) years, applicant has filed applications to appear as counsel under AZ ST S.Ct., Rule 38(a) in the following:

Title of Matter:

Docket #:

Court or Agency:

App Granted? (Y/N)

\_\_\_\_\_

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This case or cause ☐ is / ☒ is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, Applicant certifies that he/she will review and comply with appropriate rules of procedure as required in the underlying cause.  
If applicable, please provide related or consolidated matter application or docket# \_\_\_\_\_

**PART II: Local Counsel Information**

Name of Arizona Local Counsel: \_\_\_\_\_ Jeffrey W. Crockett

State Bar of Arizona Number: \_\_\_\_\_ 012672

Address: \_\_\_\_\_ One Arizona Center, Phoenix, Arizona 85004-2202

Telephone: \_\_\_\_\_ (602) 382-6234 Fax: \_\_\_\_\_ (602) 382-6070 Email Address: \_\_\_\_\_ jcrockett@swlaw.com

- ☒ Local Counsel is a member in good standing.
- ☒ Local Counsel associating with a nonresident attorney in a particular cause shall accept joint responsibility with the nonresident attorney to the client, to opposing parties and counsel, and to court, board, or administrative agency in that particular cause.

**PART III: Parties and Certification**

Name(s) of each party in this cause and name and address of all counsel of record:

Party:	Counsel of Record:	Address:
<u>Qwest Corporation</u>	<u>Norman G. Curtright</u>	<u>20 E. Thomas Rd., 16<sup>th</sup> Floor, Phoenix, AZ 85012</u>
<u>Qwest LD Corp</u>	<u>Norman G. Curtright</u>	<u>20 E. Thomas Rd., 16<sup>th</sup> Floor, Phoenix, AZ 85012</u>
<u>Qwest Communications Company, LLC,</u>	<u>Norman G. Curtright</u>	<u>20 E. Thomas Rd., 16<sup>th</sup> Floor, Phoenix, AZ 85012</u>
<u>Embarq Communications Inc.</u>	<u>Jeffrey W. Crockett</u>	<u>One Arizona Center, Phoenix, AZ 85004</u>
<u>Embarq Payphone Services, Inc.</u>	<u>Jeffrey W. Crockett</u>	<u>One Arizona Center, Phoenix, AZ 85004</u>
<u>CenturyLink Solutions, LLC</u>	<u>Jeffrey W. Crockett</u>	<u>One Arizona Center, Phoenix, AZ 85004</u>

- ☒ Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$460.00. Fifteen percent of the non-refundable application fee paid pursuant to this section shall be deposited into a civil legal services fund to be distributed by the Arizona Foundation for Legal Services and Education entirely to approved legal services organizations, as that term is defined in subparagraph (f) of this rule.

- ☒ Applicant is furnishing a certificate from the state bar or from the clerk of the highest admitting court of each state, territory, or insular possession of the United States in which the nonresident attorney has been admitted to practice law certifying the nonresident attorney's date of admission to such jurisdiction and the current status of the nonresident attorney's membership or eligibility to practice therein. The certificate furnished shall be no more than forty-five (45) days old.

Applicant certifies the following:

1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Rule 46(b) Rules of the Supreme Court.
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.



**ADDENDUM TO PAGE 2  
PRO HAC VICE APPLICATION  
KEVIN K. ZARLING**

**PERTINENT DOCKET NUMBERS:**

**T-01051B-10-0194**

**T-03902A-10-0194**

**T-02811B-10-0194**

**T-20443A-10-0194**

**T-04190A-10-0194**

**T-03555A-10-0194**



Verification

STATE OF

Texas

County of

Travis

) ss.

I, Kevin K. Zarling, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 5-13-10

Applicant's Signature:

Kevin K. Zarling

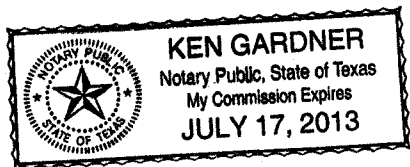
SUBSCRIBED AND SWORN TO before me this 13<sup>th</sup> day of May, 2010, by

Kevin K. Zarling

Name of Applicant

[Signature]

Notary Public





# **EXHIBIT B**



# STATE BAR OF TEXAS



## Office of The Chief Disciplinary Counsel

May 11, 2010

RE: **Mr. Kevin Kurt Zarling**  
State Bar Number - **22249300**

To Whom it May Concern:

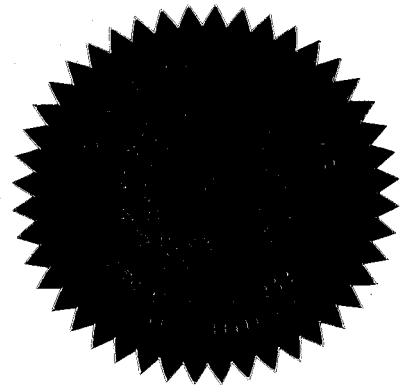
This is to certify that Mr. Kevin Kurt Zarling was licensed to practice law in Texas on May 04, 1990 and is an active member in good standing with the State Bar of Texas.

Good Standing means that the attorney is current on payment of Bar dues and attorney occupation tax; has met Minimum Continuing Legal Education requirements; and is not presently under either administrative or disciplinary suspension.

No disciplinary action involving professional misconduct has been taken against the attorney's law license. This certification expires 30 days from this date, unless sooner revoked or rendered invalid by operation of rule or law.

Linda A. Acevedo  
Chief Disciplinary Counsel

LA/dh





## **ATTACHMENT 2**



1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2  
3 COMMISSIONERS

4 KRISTIN K. MAYES, Chairman  
5 GARY PIERCE  
6 PAUL NEWMAN  
7 SANDRA D. KENNEDY  
8 BOB STUMP

9 **JOINT NOTICE AND APPLICATION OF**  
10 **QWEST CORPORATION, QWEST**  
11 **COMMUNICATIONS COMPANY, LLC,**  
12 **QWEST LD CORP., EMBARQ COM-**  
13 **MUNICATIONS, INC., D/B/A CENTURY**  
14 **LINK COMMUNICATIONS, EMBARQ**  
15 **PAYPHONE SERVICES, INC., D/B/A**  
16 **CENTURYLINK, AND CENTURYTEL**  
17 **SOLUTIONS, LLC, FOR APPROVAL OF**  
18 **THE PROPOSED MERGER OF THEIR**  
19 **PARENT CORPORATIONS QWEST**  
20 **COMMUNICATIONS INTERNATIONAL**  
21 **INC., AND CENTURYTEL, INC.**

DOCKET NOS.: T-01051B-10-0194  
T-03902A-10-0194  
T-02811B-10-0194  
T-20443A-10-0194  
T-04190A-10-0194  
T-03555A-10-0194

**ORDER**

22 Having considered the Motion to Permit Kevin K. Zarling to Appear *Pro Hac Vice*  
23 Pursuant to Rules 33(c) and 38(a), Rules of the Supreme Court of Arizona, that was filed  
24 May 21, 2010, and good cause appearing therefore;

25 IT IS HEREBY ORDERED that Kevin K. Zarling may appear and practice before  
26 the Arizona Corporation Commission in the above-captioned docket.

IT IS FURTHER ORDERED that the *pro hac vice* status of Mr. Zarling is valid  
for a period of one year from the date of entry of this order in accordance with Rule  
33(c), Rules of the Supreme Court of Arizona.

. . . .

. . . .



1 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

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ADMINISTRATIVE LAW JUDGE

COPIES of the foregoing mailed this  
\_\_\_\_ day of \_\_\_\_\_, 2010 to:

Jeffrey W. Crockett, Esq.  
SNELL & WILMER  
One Arizona Center  
Phoenix, Arizona 85004

Norman G. Curtright, Associate General Counsel  
QWEST COMMUNICATIONS INTERNATIONAL INC.  
20 E. Thomas Road  
16th Floor  
Phoenix Arizona 85012

Janice Alward, Chief Counsel  
Legal Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

Steve Olea, Director  
Utilities Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

ARIZONA REPORTING SERVICE, INC.  
2200 N. Central Avenue, Suite 502  
Phoenix, Arizona 85004-1481